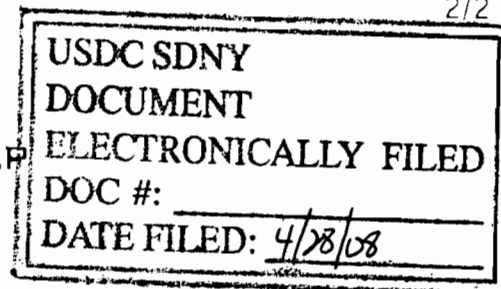


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April 25, 2008

BY FAX (212) 805-7924

The Honorable Sidney H. Stein
United States District Judge
United States Courthouse
500 Pearl Street, Room 1010
New York, New York 10007-1312

MEMO ENDORSED

Re: *Camille Smith, et al. v. David Paterson, et al.* 08 CV 3313 (SHS)(FM)

Your Honor:

I represent the plaintiffs and the putative plaintiff class in the above-referenced civil rights action. In light of the voluntary dismissal of plaintiff Jose Morales' claims yesterday (docket entry number 11), we write to confirm that our motion for a preliminary injunction, which is scheduled for oral argument on May 9, 2008 at 2:00 p.m., is withdrawn.

Thank you for your consideration.

Respectfully submitted,

Brett H. Klein

cc: Michael J. Keane, Esq.

SO ORDERED 4/28/08

SIDNEY H. STEIN
U.S.D.J.